

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA**

**Civil Action No. 1:20-cv-577**

TIMOTHY KAPP,

Plaintiff,

v.

FOOD LION, LLC

Defendants.

**NOTICE OF TENTATIVE SETTLEMENT AND  
REQUEST TO STAY DEADLINES**

Notice is hereby given that plaintiff Timothy Kapp (“Plaintiff”) and defendant Food Lion, LLC have reached a settlement in principle in the above captioned matter.

Plaintiff and Defendant anticipate finalizing the settlement agreement within thirty (30) days, at which time Plaintiff and Defendant plan to file a Joint Stipulation of Dismissal with prejudice, thereby resolving all of Plaintiff’s claims against Defendant.

Plaintiff and Defendant request that the Court stay all upcoming deadlines in this matter, including Defendant’s deadline to respond to the Complaint, for purposes of finalizing the terms of settlement, and further request that the Court retain its jurisdiction regarding this action until the filing of the Joint Stipulation of Dismissal pursuant to F.R.Civ.P. 41(a)(1)(A)(ii).

This the 18th day of September, 2020.

/s/Garrett L. Davis

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**CERTIFICATE OF SERVICE**

I hereby certify that on September 18, 2020, I filed electronically the foregoing document with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

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*Counsel for Defendant*

This the 18th day of September 2020.

/s/ Garrett L. Davis  
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